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Daily Press

THE WEATHER.
Unsettled weather Wednesday, possibly light snow in north and west portion; Thursday fair, light to moderate west to northwest winds.

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PRICE TWO CENTS

RESOLUTION CALLS FOR CHANGED RULES

Inter-Collegiate Athletic Association on Record for Less Dangerous Football.

COMMITTEE INSTRUCTED TO MODIFY THE GAME

Final Action of Committee Following Confusion Caused by Numerous Propositions Offered on Floor—Larger Colleges Favor Present Rules, Slightly Modified.

(By Associated Press.)

NEW YORK, Dec. 28.—The Inter-collegiate Athletic Association adopted and submitted to its rules committee tonight a resolution calling for a modification of the football playing rules whereby the injury to contestants may be confined to a minimum.

This is the resolution as introduced by Professor E. K. Hall, of Dartmouth, and adopted after three hours of acrimonious discussion:

"That the football rules committee of this association be instructed to use every possible endeavor to bring about such a modification of the rules as may reduce to a minimum the danger of physical injury to the players and at the same time retain as far as may be possible the most desirable and wholesome feature of the game."

Only three negative votes were registered against the resolution, but nearly every college in the West had something to say concerning it.

Professor Alonzo A. Stagg, of the University of Chicago, made a motion which prohibits all officials of a football game, including umpires, referees and all other participants from talking to newspaper men after a game. Stagg made a strong appeal for this motion, saying that he had been grossly misquoted at times; but the convention defeated the motion by an overwhelming vote.

The revision of the game was ordered. It is understood, with due consideration of the association of Yale, Princeton, Pennsylvania, Cornell and a few other institutions which are not members of the Intercollegiate organization.

Harvard Will Not Be Bound.
Harvard has joined the association, but its representative let it be known that his institution would not be bound by the new football rules of the association, although it would recognize its regulation of other minor sports.

A letter was read from David Starr Jordan, president of Leland Stanford, Jr., University, stating that the American game had been abandoned there and that the English Rugby game had been found satisfactory, not only to the students, but to the spectators.

The committee submitted a set of resolutions which call for a radical change in the playing rules, but these other resolutions, were submitted by the resolutions offered by Mr. Hall, of Dartmouth.

Large Colleges Favor Present Rules.
It became apparent that the larger colleges were in favor of the present playing rules, perhaps in a modified form, and that the smaller institutions were violently opposed to them. The representative of nearly every institution of higher learning between New York and San Francisco made an address and many offered motions which would limit the danger of the present football game. These offerings became so confused that Hall's resolution was adopted as a compromise.

Representatives from Cornell and other institutions, not directly represented in the association, suggested that the rules minimizing the danger would be acceptable. It was the consensus of opinion that the rules regulating mass play and the running tackle, otherwise known as the flying tackle, and playing through the line, would have to be done away with.

The representatives of a number of large colleges expressed themselves not only in favor of this, but conveyed the threat that they would either adopt a modified form of football or would withdraw from the association.

Officers Elected.

Officers of the association were elected as follows:
Captain Palmer E. Pierce, U. S. N., West Point, president.
Dr. R. T. McKenzie, University of Pennsylvania, vice-president.
Prof. H. W. Nicholson, Wesleyan, Conn., secretary and treasurer.
A. Petersen, of the University of N. C., was appointed a member of the executive committee.
The rules committee, which will undertake the task of bringing about a revision, is as follows:
Dr. H. F. Williams, Minneapolis, Dr. James A. Rabbitt, Harvard, Pa. E. K. Hall, Dartmouth College, Leavenworth, Kan., and Dr. J. H. Brown, U. S. N., West Point.

ant H. B. Hackett, U. S. A., West Point; Prof. C. W. Savage, Oberlin, Ohio; Prof. W. L. Dudley, Vanderbilt, and Dr. W. A. Lambeth, University of Virginia.

EXPERT RAILROADER VIOLENTLY INSANE

Bernard H. Ball, Second Vice-president of P. & R., Removed to Asylum.

(By Associated Press.)

PHILADELPHIA, PA., Dec. 28.—Bernard H. Ball, second vice-president and general freight traffic manager of the Philadelphia and Reading Railroad Company became violently insane today in his office in the Reading Terminal, the company's big office building, and after a struggle was removed to a hospital for the insane.

Policemen hastily summoned found Mr. Ball on the floor handcuffed and held down by private policemen and railroad officials. He was taken from the building struggling and fighting to release himself from those who held him.

It is believed that overwork was the cause of Mr. Ball's breakdown.

Mr. Ball was recently appointed second vice-president. He was considered one of the greatest experts on freight traffic in the country. For a week Mr. Ball's associates noticed that something was wrong with him. He was incoherent in speech and purposeless of action.

Mr. Ball is 41 years old and is a native of Oneida county, New York. He came to the Reading as division freight agent in 1888 after having filled various positions in the freight departments of the New York Central, the Wabash and other roads.

CALLOWAY APPOINTED RECEIVER

Southern Public Service Corporation Thrown into Involuntary Bankruptcy.

(By Associated Press.)

CAMDEN, N. J., Dec. 28.—Vice-Chancellor Leaning today appointed James Calloway, of Atlantic City, receiver of the Southern Public Service Corporation, incorporated under the laws of New Jersey to build railroads in South Carolina and Georgia.

The company is capitalized at \$1,500,000. The receivership was appointed upon application of Ludwig and Company, an engineering concern, which claims the company is insolvent.

EXTRAORDINARY CAREER

New Mississippi Senator Once Was Fugitive.

WANTED DEAD OR ALIVE

Colonel Gordon, Appointed to Succeed McLaurin, Was Suspected of Complicity in Plot to Murder Lincoln and Had to Fly Country.

(By Associated Press.)

MEMPHIS, TENN., Dec. 28.—The News-Scimitar today says: "Sought at one time by the Federal authorities under a \$10,000 reward for his capture, dead or alive, for his alleged part in the conspiracy that resulted in the murder of a president of the United States, and now appointed as a member of the highest legislative body of the country, is the strange experience of Col. James Gordon, of Oklahoma, Miss., who has been named senator by Governor Noel, of Mississippi, as a successor to the late senator A. J. McLaurin."

"Mr. Gordon was one of several confederate leaders suspected of being in conspiracy with J. Wilkes Booth to kill President Abraham Lincoln. He escaped arrest and probably death only by the intervention, it is stated, of a Yankee colonel, with whom he had crossed swords in a fight in Virginia."

Took Refuge in Canada.
"During the earlier years of the war Col. Gordon had formed an intimate friendship with Booth and after the assassination of Lincoln the reward of \$10,000 was offered for his capture. Col. Gordon went to Canada and it was several months after the close of hostilities before he found it safe to return."

"During one of the campaigns in Virginia Col. Gordon had crossed swords with the colonel of a New York cavalry regiment. Both were wounded in the conflict, but they afterward became fast friends."

Appealed to Former Foe.

"Col. Gordon wrote a letter to this New Yorker, denying that he had any part in the conspiracy and stating that he desired to return home. The former foe took the matter up with Gen. Dick, then in command of the army forces in New York, and the latter sent him a passport and an invitation to come to New York and surrender, which he did. He afterwards satisfied Gen. Dick that he knew nothing of the Lincoln conspiracy."

"He took the oath of allegiance and returned to his home in Chickamauga county, where he has since resided."

ESTRADA WILL NOT ACCEPT CONDITIONS

Madriz Proposes that Revolutionists Lay Down Arms and Leave Situation to Him.

RIGHT OF ASSEMBLY TO ELECT PRESIDENT DENIED

Though Insurgent Leader Has Consented to Meet Peace Commissioners, He Refuses to Recognize Zelaya's Successor Except as Usurper—Marines Feeding Prisoners.

(By Associated Press.)

WASHINGTON, D. C., Dec. 28.—General Estrada, the revolutionary leader in Nicaragua, will not accept the extraordinary terms proposed by the new president, Madriz, as a basis for peace.

A telegram from Bluefields received late last night states that on December 22 President Madriz had proposed in a telegram to Estrada, a suspension of hostilities pending the arrival of a commission, which he was sending to Estrada to discuss an amicable and equitable settlement of the present strife. Madriz begged the revolutionary leader not to obstruct his efforts for peace.

General Estrada, in his reply expressed his willingness to meet the Madriz commissioners, but said that the revolutionary party would not recognize the action of the assembly in placing power in the hands of Madriz.

Regards Madriz as Usurper.
He denied most emphatically the assembly's right to deal with the election of president, and stated that he saw in Madriz the usurper of the rights of the Nicaraguan people.

The terms upon which Madriz is willing to make peace, it is believed, are shown in a letter which purports to have been signed by him and addressed to a friend. In it he expressed his desire for peace without further bloodshed and stated that whatever might happen compatible with his dignity and with the public interests he was willing to accept. He says further that the revolutionists should recognize his government and that after such recognition both armies should be disbanded, all arms and ammunition being turned over to him. He states that he would recognize the debts and contracts of the revolutionists and that within six months he would look for the holding of an election, he guaranteeing free voting. He adds that he would turn over such power as he had impartially to the person elected president and that he would accept any other proper condition.

Conference Probably Will Be Futile.
It is not doubted here that Estrada's known astuteness will prevent him from accepting terms of peace, proffered upon the prior surrender by him of his army, arms and ammunition to his enemy. Therefore, it is not believed that the conference between Estrada and the Madriz commissioners will result in any particular change in the present status.

A telegram from Managua received at the state department says that the Madriz party is making preparations to send troops to the eastward to meet Estrada's army.

A telegram from Consul Moffatt, at Bluefields, dated last Sunday, says that under the direct supervision of Commanders Shipley and Nibbel, men detailed from the Dea Moines and the Tacoma began on Christmas morning to ration 1,500 hungry Zelaya soldiers, brought there as prisoners. Pending the arrival of the Pacific from Cien with provisions, surplus supplies from the ships are being landed. Estrada's officials are rendering all possible assistance and are furnishing blankets, clothing and shoes as rapidly as possible. Three hundred prisoners are being temporarily provided for by Estrada at Rama, and 200 more are being cared for by friends and relatives in Bluefields.

Reports Were Exaggerated.

Commander Shipley, at Bluefields, in a dispatch, dated yesterday, states that the reports hitherto sent out regarding the number of killed and wounded prisoners taken, etc., at the recent battle at Rama, were much exaggerated and that the ammunition captured amounted to only about 100,000 rounds and the killed not more than 500.

Commander Shipley also stated that he has fed 1,000 prisoners (if war stops December 24 and more are to arrive Zelaya Denies He Is Prisoner.

GORDON, MEX. Dec. 28.—Joe

Santos Zelaya denied today that he is a prisoner in the hands of Mexican officials in any sense of the word. He stated emphatically that such was not the case and that he was free to go where he chose.

Zelaya declared that he favored friendly intervention on the part of Mexican and United States governments to the end that a consolidation of all the Central American republics might be brought about. He said he believed Secretary Knox was now realizing the injustice of his attitude toward him and declared he never understood why the secretary should have molested him.

He might go to Belgium to live, he said.

In any event, he would not return to Nicaragua until peace is restored. It was his opinion that the war would end within two months, but he would not venture an opinion as to which of the combatants would be finally successful.

REFUSES TO BE DISCHARGED.

Nicaraguan Consul at New York Does Not Recognize Madriz.

(By Associated Press.)

NEW YORK, Dec. 28.—Hic Solano, the Nicaraguan consul in New York, refuses to take seriously his discharge as consul by the new Madriz administration at Managua. The consul declares that he will not recognize the order from Managua, cancelling his letters.

Today he gave out the text of the following cablegram he had sent to Managua:

"I will not recognize any orders from you, being that it is not from a constitutional government and I will not recognize orders in the future unless it is from a government that is recognized by the United States."

"This dispatch," said Mr. Bolanos, "was sent in reply to a communication received by a gentleman calling himself minister general from Nicaragua and advising the consul that his letters patent have been cancelled."

"I maintain that the government now established at Managua, and headed by Jose Madriz, is not recognized by the government of the United States and the other republics of Central America, and in consequence the orders issued from Managua are void."

Exile Would Fight Zelaya.

WASHINGTON, D. C., Dec. 27.—Native Nicaraguans, exiled and driven from home by President Zelaya during his reign, are rejoicing over the latter's downfall and are taunting the fleeing president with insulting telegrams and even inviting him to come to the Mexican frontier and meet them in physical combat.

One of them, Dr. Marcos E. Valezquez, now in Washington, wired Zelaya at Mexico City today, reciting the latter's alleged shameful career and inviting him to the border of the United States to fight a duel. He was exiled 9 years ago and he has since been a resident of Panama. He came to the United States two weeks ago to lend aid to the cause of General Estrada, bearing with him letters to President Taft and Secretary Knox.

INVESTIGATING FLURRY IN ROCK ISLAND STOCK

Committee Finds That Eight or More Brokerage Houses Were Active in Buying.

(By Associated Press.)

NEW YORK, Dec. 28.—Without delay the Stock Exchange committee today began its investigation into the causes which sent Rock Island common stock soaring for an advance of 20 points yesterday and then dropped the stock back again to its starting point, causing a squeeze of the shorts.

The committee of three met today and will go over the trading sheets of the day. By the testimony of a number of witnesses who appeared before the committee it was shown that eight or more brokerage houses were active in the buying of Rock Island common during yesterday's flurry. It is the purpose of the committee to trace these orders to their source. It is expected that the inquiry will be concluded by Friday. Full publicity of the result is promised by the officials of the exchange.

THEY PROPOSE TO KEEP APPROPRIATIONS DOWN

Champ Clark Outlines Program of House Democrats—Against Ship Subsidy.

(By Associated Press.)

WASHINGTON, D. C., Dec. 28.—"The program of the Democrats in the house at this session is to keep down the amount of appropriation bills and to vote against ship subsidy," said Minority Leader Champ Clark, of Missouri, today.

"The house leaders are rushing everything to get the appropriation measures through and that subject and the ship subsidy proposition seems to be only thing that are to be taken up. We are opposed to the ship subsidy bill. We favor a river and harbor bill. I look for adjournment of congress in April, certainly by May 1."

MORE VICTIMS OF GREAT COAST STORM

Wreck of Schooner Davis Palmer Discovered at Entrance to Boston Harbor.

MASTS OF ANOTHER ARE SIGHTED NEAR THE GRAVES

Crew Escapes When Schooner Ada K.

Damen Goes Ashore Near Ipswich—

High Tide Opens New Breaks at

Chelsea, Where Two Thousand Are

Homeless.

(By Associated Press.)

BOSTON, MASS., Dec. 28.—The discovery today of the wreck of the five-masted schooner Davis Palmer, which sank with 12 men Sunday morning at the entrance of Broad Sound, was followed by the reports of another wreck in the outer harbor. This second victim of the great storm, which swept New England Saturday and Sunday, was reported by Captain Kemp, of the tug Ariel, who asserts that he saw three masts of a schooner projecting above the water near the shoals known as "The Graves."

Although Captain Kemp locates the vessel three miles east of the wreck of the Palmer, some marine authorities think that he may have been mistaken in his bearings and that he saw the Palmer's masts.

Seafaring men who believe that the tug captain is not in error about his bearings are discussing the possibility of a collision between the Palmer and the unknown ad coner.

Were Celebrating Christmas.

Probably the last person to see the Palmer before she sank, was Captain Scokamp, of the barge Hoptacong, which docked at Lynn today, from Hoboken. He reported passing the Palmer off Cape Cod late Christmas afternoon. At that time the Palmer's sailors were on deck singing and celebrating the holiday in true sea fashion, all unknowing of the fate that awaited them within a few hours at the entrance to their home port.

Yesterday's toll of wrecks was increased today. The schooner Ada K. Damen, the sole support of her master, A. K. Brewster, of York, Me., went ashore near Ipswich. She probably will be a total loss. Her crew managed to reach shore safely.

More Trouble at Chelsea.

In Chelsea, where a tidal wave broke a dike and flooded the homes of 2,000 people, a high tide today opened two new breaks.

Many of the cellars on higher ground, which had been pumped out by fire engines, were again flooded. It will be weeks before the people in the eighty acres, which are under water every high tide, will be able to return to their homes.

SCHOONER WRECKED; FATE OF CREW IS NOT KNOWN

British Steamer Radiance Reports Passing Derelict Off Virginia Capes.

(By Associated Press.)

NORFOLK, VA., Dec. 28.—Captain Dunn, of the British steamer Radiance from Savannah, reported here having passed 85 miles off Cape Henry, yesterday afternoon the derelict three-masted schooner Reticia Champion, Captain Lloyd, of Somers Point, N. J., from Norfolk, December 22. New York, lumber laden. The crew was missing with their fate unknown. The Champion's stanchions were turned outward with the struts dangling, showing the crew of six or more had gone to their yawl, which was also missing. Short of coal and carrying a \$601,500 cargo of cotton, the Radiance could not tow the prize.

Lightship Back in Place.

BEAUFORT, N. C., Dec. 28.—The Diamond Shoals Lightship, which was blown ten miles off her station on Christmas Day, is back at the proper anchorage tonight. The gale that took off the lightship raged as high as 99 miles an hour.

Towing Iroquois In.

WH MINGTON, N. C., Dec. 28.—The Clyde Line steamship Iroquois, which was in distress at Frying Pan Shoals lightship by reason of a disabled stealer, is being towed to Charleston by the Mallory Line steamer San Marcos, one of the steamers which were lying by the Iroquois during her trouble.

DR. GRISANTI'S MISSION TO FRANCE TERMINATED

Because French Government Presses Claims of Expelled Citizens Venezuela is Huffy.

(By Associated Press.)

CARACAS, Dec. 28.—The Venezuelan government has terminated the diplomatic mission of Dr. Carlos Grisanti to France because France insists upon the arbitration of the claims of French citizens expelled from Carupano by Castro. Venezuela bases its action on the treaty of 1885.

Grisanti, who was appointed diplomatic agent to France and Holland last August, will continue negotiations with the latter country looking to the reestablishment of mutual friendly relations.

In February, 1908, President Castro expelled from Carupano the Spanish vice consul, as well as eight French merchants, who were engaged in business at that port.

The reasons for this drastic action were not divulged, but it served to increase the resentment of public opinion of the treatment of Castro toward French residents.

The French government has made strong representation to Venezuela regarding the claims of its expelled citizens and has insisted upon full and complete reparation.

MADISON SQUARE GARDEN SOLD?

Report Says Modern Office Building Will Replace Structure.

NEW YORK, Dec. 28.—Madison Square Garden, erected at a cost of \$3,000,000, has been sold to a real estate syndicate and will be torn down and replaced by a modern office building, according to a report in realty circles today.

The property has been on the market for some time at \$3,000,000. Demolition of the garden would mean a serious loss to the National Horse Show which the event is held there annually.

Record Price for Hogs.

KANSAS CITY, MO., Dec. 28.—Hogs brought \$8.60 in the Kansas City market today, the highest mark attained since 1882. Packers stated that the high prices marked another step in the constantly increasing value of hogs.

BAD DAY FOR BROKAW

Contradicts Previous Statements under Cross-examination.

ACCUSED WIFE TO MOTHER

Defendant Admits, Too, That He and His Secretary Broke Open Mrs. Brokaw's Bedroom Door—Irritable and Forgetful of Details on Stand.

(By Associated Press.)

NEW YORK, Dec. 28.—W. Gould Brokaw had a bad day of it on the stand at Mineola, L. I., today. He had previously testified of his attitude of fairness toward his wife, who is suing for separation with alimony of \$60,000 a year, but today under skillful cross-examination by her lawyer, he was forced to admit that he had accused her in a letter to his mother-in-law of loving another man, of drinking too much port wine, and of smoking cigarettes. He also admitted that his secretary, Hyford, had assisted in breaking down the door of his wife's bedroom on one occasion. Brokaw was in irritable mood and forgetful of details.

The pretty plaintiff, however, was in a light humor as her husband was dark.

It became known today that Mrs. Frank J. Gould, Lieutenant Governor and Mrs. Horace White, of Syracuse, and other friends of Mrs. Brokaw had offered to appear as witnesses in her behalf, but counsel for Mrs. Brokaw said that he considered his client's case sufficiently strong and declined to offer. The friends were nearly all members of a house party to which Brokaw had strongly objected and it is said they are willing to give their version of the affair.

Definition of a Drinking Man.

Brokaw gave his definition of a drinking man. He testified before that he does not drink.

"Can you recall any time when you were in what had been called the 'trivially exhilarated state'?" asked Mr. Brokaw's lawyer.

"I cannot," replied the witness.

"When do you think a man qualifies as a drinking man?" he was asked.

"Well," said Brokaw, "I would not call any one a 'drinking man' who takes less than seven or eight drinks a day."

Mr. Brokaw was questioned sharply.

(Continued on Fourth Page.)

DOLLAR MARK FIRST IN HUMAN MIND NOW

Supreme Court Justice Howard Says Patriotism Has Yielded to Commercialism.

RAKEOFF HAS COME TO BE A MATTER OF COURSE

Graft, He Declares, is as Much an Element to be Reckoned With in Computing Cost of Public Structure as Cement or Lumber—People Are Blamed for Conditions.

(By Associated Press.)

TROY, N. Y., Dec. 28.—"The age of patriotism has yielded to the age of commercialism. Uppermost in the human mind today is not the stars and stripes, but the dollar mark."

Such was the declaration of Supreme Court Justice Wesley O. Howard, in an opinion today reducing the compensation of members of a commission appointed to appraise damages to property resulting from the construction of the Ashokan reservoir in Ulster county, which is to furnish a water supply for New York City.

"While the commission furnishes avenues for the reckless escape of many dollars, there are other channels of leakage and wastefulness as appalling," said Justice Howard.

"It is greatly to be regretted that no public enterprise can be projected and consummated without this appalling loss, called 'graft.' Graft is not necessarily an illegal expenditure of money, but it is that unnecessary, wasteful use which characterizes the construction of every public work."

"At least forty per cent of all the money appropriated for public use is lost in graft. All things could be possible if this frightful leak could be stopped—roads, canals, libraries, asylums and hospitals."

People to Blame.

"Graft is a product of our times and institutions. It is the people who are responsible. They expect graft and even spoil and booty to deplete their resources when of the any great undertaking is ventured by them; and they look with complacency and toleration and indifference at ravages upon their property. Graft is as much an element to be reckoned with in computing the cost of a public structure, as is cement or lumber. It has come to be a matter of course—this rake-off—a loss recognized by all who make estimates of cost in such cases. A public structure built honestly would be a freak."

Justice Howard declares that the "whole" project of the condemnation of land in the Ashokan Valley is characterized by waste, disorder or confusion.

GUNS FOR NAVAL MILITIA.

Acting Secretary Winthrop Orders New Equipment for Armories.

(By Associated Press.)

WASHINGTON, D. C., Dec. 28.—With a view of procuring a higher degree of proficiency among the naval militia of the various states, Acting Secretary Winthrop, of the navy today directed that a four-inch gun, equipped with Morris tubes, be sent to each of the naval militia armories throughout the country for training purposes.

The recruiting office in the district in which the armories are located will be ordered to superintendent the practice.

This is done with the two fold object of having the practice conducted along proper lines and of making the work of recruiting more successful. Armories in twenty-three states are affected by this step.

PORTRAIT OF SWANSON.

Waltmann's Picture Will Be Placed in State Library.

RICHMOND, VA., Dec. 28.—An oil portrait of Governor Claude A. Swanson, painted by Frank Waltmann, of New York, has been completed and the picture is to be placed in the State Library gallery within the next few days.

The portrait is an excellent likeness of the governor, in three-quarter length, and shows the governor seated in an arm-chair, erect and almost in the act of speaking.

Second Round in Chess Tourney.

(By Associated Press.)

NEW YORK, Dec. 28.—Clavell, Brown and the University of Pennsylvania played the second round in the triangular chess tournament today. After today's play the score stood as follows: University of Pennsylvania, 1 1/2; Cornell, 1 1/2; I. T. Brown, 0, lost 4.